

**STERN & KILCULLEN, LLC**

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**STARNES & ATCHISON LLP**

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Attorneys for defendants ProAssurance Corporation,  
ProAssurance Casualty Company, and ProAssurance  
Indemnity Company, Inc.

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

EMERGENCY PHYSICIANS OF ST.  
CLARE'S, LLC, MERCER BUCKS  
ORTHOPEDICS, PC, and PASCACK  
EMERGENCY SERVICES,

On behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

PROASSURANCE CORPORATION,  
PROASSURANCE CASUALTY COMPANY,  
and PROASSURANCE  
INDEMNITY COMPANY, INC.,

Defendants.

Civil Action No. 09-cv-6244-WJM-MF

**NOTICE OF MOTION**

**Motion Date: March 15, 2010**

**Oral Argument Requested**

**[Filed Electronically]**

TO: Eric S. Poe, Esq.  
214 Carnegie Center Blvd., Suite 301  
Princeton, New Jersey 08540  
Attorneys for Plaintiffs

**PLEASE TAKE NOTICE** that on March 15, 2010, at 9:00 am, or as soon thereafter as counsel may be heard, the undersigned, attorneys for defendants ProAssurance Corporation, ProAssurance Casualty Company, and ProAssurance Indemnity Company, Inc. will move before the Court, at the M. L. King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, New Jersey, for an order compelling arbitration or, in the alternative dismissing the Complaint. Defendants shall rely upon the accompanying Brief and Declaration of Michael Dinger. Oral argument is requested.

Dated: February 18, 2010

Respectfully submitted,

**STERN & KILCULLEN, LLC**

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By: /s/ Michael Dinger

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